

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**CENTURY MANAGEMENT, LLC
d/b/a McDONALD'S**

and

**MEMPHIS WORKERS ORGANIZING
COMMITTEE, PROJECT OF THE MID-SOUTH
ORGANIZING COMMITTEE**

**Cases 15-CA-136065
15-CA-140333
15-CA-140851**

ORDER¹

The petition and amended petition of Century Management, LLC ("Petitioner") to revoke subpoena duces tecum B-716354 is denied. The subpoena seeks information relevant to the matters under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations.² Further, the Petitioner has failed to establish any other legal basis for revoking the subpoena. See generally, *NLRB v. North Bay Plumbing*,

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

² The Region indicated in its opposition brief that it has revoked subpoena paragraphs 8, 9, 14, 52 and 53, to which the Petitioner objected. In considering the petition to revoke, we have evaluated the subpoena as modified by the Region in this manner. In addition, to the extent that the subpoena encompasses some documents that the Employer believes in good faith to be subject to the attorney-client privilege or attorney work product doctrine, this Order is without prejudice to the Employer's prompt submission of a privilege log identifying and describing each such document, providing sufficient detail to permit an assessment of the Employer's claim of privilege or protection, and the Employer is directed to produce all responsive documents not subject to any good faith claim of privilege or protection.

Inc., 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., June 23, 2015.

MARK GASTON PEARCE,	CHAIRMAN
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PHILIP A. MISCIMARRA,	MEMBER
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LAUREN McFERRAN,	MEMBER
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